

Amendment No. 2 to SB1231

**Ketron
Signature of Sponsor**

AMEND Senate Bill No. 1231*

House Bill No. 1408

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 50, is amended by inserting sections 2 through 9 of this act as a new, appropriately designated part thereto.

SECTION 2. This act shall be known, and may be cited as, the "Tennessee Student Health Act".

SECTION 3. Each local education agency should establish by January 31, 2006, for its district a student health advisory council. The council should be composed of members of the community who are knowledgeable and licensed professionals respective to education and educational curriculum, nutrition, and health and fitness, and a representative of the school nutrition program. The council should develop a plan to specify how the local education agency should develop and implement physical education programs that encourage students to build strength, maintain flexibility and participate in aerobic exercise as a means of developing lifelong habits of fitness and health. In addition, the council should assess on an annual basis the local education agency's compliance with health, nutrition and physical fitness curriculum requirements, as well as its compliance with laws, regulations or policies regarding vending machines, food services and the nutritional content of food served to students, and anti-tobacco policies or educational efforts. The school health advisory council should coordinate its efforts with the plans of the county or regional health councils.

SECTION 4. Every public school student in kindergarten through grade eight (8) should participate in physical education and physical activity for the entire school year. Students in kindergarten through grade five (5) should have a target to participate in physical activity for at least one hundred fifty (150) minutes during each school week. Students in grades six (6) through eight (8) should have a target participate in physical

education and physical activity for at least two hundred twenty-five (225) minutes during each school week.

SECTION 5. The department of education should provide for a program of instruction that includes physical education academic content standards. Such standards should include a sequential, developmentally appropriate curriculum that is designed, implemented and evaluated to help students develop the knowledge, motor skills, self-management skills, attitudes and confidence needed to adopt and maintain physical activity throughout their lives. Local education agencies should offer instruction in physical education that meets the physical education academic content standards.

SECTION 6. The department of education should create, and fill, a position for a director of physical education among whose duties should be to:

- (1) Seek funding and resources so that the local education agencies can meet standards for qualified physical education teachers and programs by 2009;
- (2) Serve as a resource and support person for any school or local education agency seeking information relating to physical education; and
- (3) Coordinate or oversee any state or local physical education workshops, inservices, or other physical education developmental training opportunities for those providing physical education to students in public schools.

SECTION 7. All teachers of physical education in kindergarten through grade eight (8) should be adequately prepared and should regularly participate in professional development activities to effectively deliver the physical education program.

SECTION 8. The commissioner is authorized to promulgate rules and regulations to effectuate the purposes of this act. All such rules and regulations shall be promulgated in accordance with the provisions of Tennessee Code Annotated, title 4, chapter 5.

SECTION 9. This act shall take effect upon becoming a law, the public welfare requiring it.